

#4

15B4/BSC

NO FEE/NO IFP

IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT

PENNSYLVANIA**FILED**

JAN 08 2020

Randall E. Hockett

v.

Allegheny County Jail. DeMundo Harper, Deputy Superintendent Zetwell, Major Smith, Capt. Brian Joseph, Capt. Walker, Sgt. Sorver, Charley Gross, C.O. Bessilemen, C.O. Kelly, C.O. Paria, C.O. Caldwell, Sgt. Landick, Sat. Hall, C.O. Sandino, C.O. Mike Denis, Sgt. Landis, Allegheny County Police Internal Affairs Dept. Office Of The District Attorney, Sharr Zappia

CLERK U.S. DISTRICT COURT
WEST. DIST. OF PENNSYLVANIA

Docket No

20-27

ComplaintIntroduction:

Plaintiff Randall E. Hockett states the Allegheny County Jail, and Allegheny County Police Internal Affairs Dept. and Office Of The District Attorney has conspired together to retaliate, Cover up, oppress, Conceal and frustrate Plaintiffs 1st Amendment right of Access to the Court and 6th Amendment Right to a fair trial by intentionally losing or destroying "all" of Plaintiffs legal/work (^{property} Crime Scene Pictures, medical records, post sentencing motions) Dispatch Records, G.P.S. Documents, Motions : Civil Suits, Complaints, Habeas Corpus, Discovery, Criminal Complaint, Affidavit, and other documents that shows his innocence). Appeals and the like) To stop Plaintiff from proving his innocence and Getting out of jail and pursuing other legal issues and matters. Plaintiff states that his 5th and 14th Amendment rights was violated when he was deprive of his property with out due process of Law. Plaintiff seeks an immediate injunction to have All camera footage from the Allegheny County Jail on bE Dad from 12-28-2019 till 1-3-20 excluding all hallway cameras on bE from above dates saved and held for further investigation

and evidence in this matter. Plaintiff also seeks to have the U.S. Attorney General Appointed to prosecute this case. As members has acted and plotted and conspired to cover up an attempted homicide by intentionally destroying his all of his legal property to stop further prosecution in other cases by destroying evidence.

Plaintiff seeks damages in 750,000,000 \$ million. If All of his legal property is not found..

- 1). Plaintiff Randall E. Hockett can be found at the Allegheny County Jail 950 2nd Ave. Pgh. Pa. 15219. Plaintiff Randall E. Hockett has filed numerous Motions and Petitions in State Court see Criminal Docket 2018-02588 including Post Sentence Motions. he also has a Habeas Corpus Filed in Federal Court See 2:19-cv-1232 and has a 1983 filed with this Federal Court See Hockett v. Wilkinsburg Police Department et al 2:18-1213.
- 2). All the above cases deals with Hockett being shot multiple times unlawfully by Wilkinsburg Police Officer and was innocent of a crime. Hockett has provided Numerous documents as evidence that shows that Officer "John Smidt" Was not Present G.P.S. Documents. Dispatch Records. Affidavit From Lauril McKell Criminal Complaint attach to all motions Complaint all of these documents as well as all of his legal mail / legal property was lost or destroyed on 12-28-19 or 1-3-2020
- 3). Defendant Allegheny County Jail can be found at 950 2nd Ave. Pgh. Pa. 15219
- 4). Defendant Orlando Horner is the warden of the Allegheny County Jail (A.C.J) he is responsible for all policies and daily operations of the A.C.J. he can be found at 950 2nd Ave. Pgh. Pa. 15219.
- 5). Defendant Zetwell is the Deputy Sheriff of the Allegheny County Jail he can be found at 950 2nd Ave. Pgh. Pa. 15219.
- 6). Defendant Smith is a Major at the A.C.J. in charge of the R.H.U. he can be found at 950 2nd Ave. Pgh. Pa. 15219.
- 7). Defendant Brian Joseph is a Capt. at the A.C.J. and can be found at 950 2nd Ave. Pgh. Pa. 15219.
- 8). Defendant Walker is a Capt. at the A.C.J. he can be found at the 950 2nd Ave. Pgh. Pa. 15219.

9). Defendant Satter is a Sat. at the A.C.I. he can be found at 950 2nd Ave. Pgh. Pa. 15219.

10) Defendant Charles Gross is Correctional Officer (C.O) at the A.C.I. can be found at 950 2nd Ave. Pgh. PA 15219

11). Defendant Bessilemen is a Correctional Officer who works to E at the A.C.I. can be found at 950 2nd Ave. Pgh. PA 15219.

12). Defendant Kelly is a C.O. at the A.C.I. who works in the R.H.U. he can be found at 950 2nd Ave. Pgh. Pa. 15219.

13). Defendant Parria is a C.O. at the A.C.I. who works in the R.H.U. he can be found at 950 2nd Ave. Pgh. Pa. 15219.

14). Defendant Caldwell is a C.O. At the A.C.I. he can be found at 950 2nd Ave. Pgh. PA 15219.

15). Defendant Andrick is a Sat. at the A.C.I. and works the R.H.U. He can be found at 950 2nd Ave. Pgh. PA 15219.

16). Defendant Hall is a Sat. at the A.C.I. can be found at 950 2nd Ave. Pgh. PA 15219

17) Defendant Sanchez is a C.O. at the A.C.I. and works the R.H.U. and can be found at 950 2nd Ave. Pgh. PA 15219

18). Defendant Mike Dennis is a C.O. and works at 102 at the A.C.I. he can be found at 950 2nd Ave. Pgh. PA 15219

19). Defendant Panza is a C.O. that works in the R.H.U. he can be found at 950 2nd Ave. Pgh. Pa. 15219

20) Defendant Lovatin is a Sat. at the A.C.I. he can be found at 950 2nd Ave. Pgh. Pa. 15219.

21) Defendant Allegheny County Police Internal Affairs Dept. can be found at 950 2nd. Ave. Pgh. PA. 15219.

22). Defendant Office of the District Attorney can be found at 436 Grant St. Pgh. PA. 15219

23) Defendant Steven Zappala is the head of the office of the D.A. he can be found at 436 Grant St. Pgh. PA. 15219

24). All Defendants names herein is sued in both their official and individual capacities.

25) All Defendants acted under the color of law while mention this complaint.

Statement of Facts

26) On 12-28-2019 while in the KCI on 6E 204 cell Plaintiff was told by C.O. Charles Gross to Pack your shirt your going to the whale. Plaintiff Pack all his belongings.

27). A short time later Sgt. Farver and C.O. Kelly came and got Plaintiff From his cell. Sgt. Farver Stated "We had orders from Capt. Joseph to come get you and take you to the whale." Plaintiff was taken to medical then to the whale. Without any of his Property despite all of his property being Pack up and ready to go and Sgt. Farver Stating I will go back and get all of your property, He Never did.

28). On 12-29-2019 Sgt. Hall came to 8E 118 cell and "ask about a coin" Plaintiff informed her that he probably left it at medical or ip.f.d. Plaintiff asked about his property and was told "Your property is being investigated by internal Affairs." I.A. has your property.

29). Plaintiff spoke to Capt. Joseph on the next shift about his property being sent to I.A. Plaintiff was told From what I'm told your being investigated you have something in your property your Not Supposed to, it might be the D.A.'s Office From what I'm told do what you gotta do.

30) Since Then 12-29-19 up till 1-4-2020 Plaintiff has spoken to Parria, Coldwell, Sandino, Sgt. Andressic, Sgt. London, Coscorrell, McGuire, and was told I called down "To 6E and Dennis told me your property is not down there" Bessilehorn said its not down there. I will check, "I.A. has your property" Your property has thrown away"

31). Plaintiff has also submitted a Grievance regarding this situation See Exhibit 1 where 3000 pages of legal work is missing.

32). Plaintiff was given 47 to 87 years sentence for a crime that never happen and that he is innocent Once Plaintiff found out that all of his legal property was missing he is afraid, scared, depressed and feels hopeless. Plaintiff hasn't been sleeping. Plaintiff is unable to pursue other legal issues or provide Exhibits and evidence in other cases, Appeals.

33). Plaintiff's property being missing or destroyed was the result of inadequate training / policy or resulted from Defendants A.C.I. Orlando Berger, Deputy Sgt. Zetum, Major Smith, Capt. Joseph being deliberate indifference thereto, or Allegheny County Internal Affairs Police Dept, Office of the D.A. Steve Zanola being deliberate indifference thereto.

34) Paragraphs 1 thru 33 are incorporated herein as if fully set forth herein

35). Plaintiff states All Defendant(s) actions or inactions resulted in him being unable to present evidence in court, denied him access to the Court and being retaliated upon all in violation of the 1st Amendment

TO the U.S. Constitution

36). Paragraphs 1 thru 35 are incorporated herein as it fully set forth herein

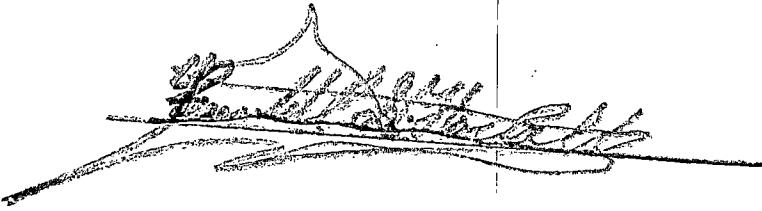
37) Defendant(s) actions or inaction in losing or destroying his 3,000 pages of legal property or being deliberate indifference there to without Policies Plaintiff states he is being denied a 6th Amendment Right to a fair trial By Defendants actions

38). Paragraphs 1 thru 37 are incorporated herein as it fully set forth herein.

39). Defendant(s) actions or inactions or being deliberate Indifference to losing destroying his legal property or taking his property denied him Due Process of Law under the 5th and 14th Amendments to the United States Constitution.

Relief

- A) Injunction to have all cameras on 6E pod level 6 and 8 held saved for further investigation in this matter.
- B) Compensatory and Punitive Damages in 750,000,000 \$
- C) Jury trial demanded
- D) Attorney General be appointed to prosecute this case.
- E) All of my Property found and given to me
- F) I reserve all other rights as has in this matter
- G) Any other relief this court deems just and right.



1-5-2020